

P24187.A06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicants : H. KETTLER et al.

Group Art Unit: 3611

Appln. No. : 10/671,668

Examiner: T. Winner

Filed : September 29, 2004
(Continuation of Continuation Application 10/298,002)

For : VEHICLE STEERING HEAD

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop ____
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Sir:

Applicant hereby submits to the USPTO documents which have been brought to the attention of the Patent Owner during a litigation involving US patent 6,799,772, a US patent based on a continuation application of US 6,378,884. These patents are family member documents of the instant US patent Application. The litigation has been awarded civil action No. 204-CV-614 and was filed in the U.S. District Court for the Eastern District of Virginia (Alexandria). The case was subsequently transferred to the Norfolk Division of the U.S. District Court for the Eastern District of Virginia and is currently pending.

(1) US 4,744,575;

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- 1 -

- (2) Pages 1 and 2 of a 1998 Radio Flyer catalog;
- (3) Three sheets labeled "ACKNOWLEDGMENT" which Radio Flyer alleges to be evidence that the Radio Flyer model No. 77 was sold during 1998;
- (4) A sheet entitled "Restricted Turning Prior Art" which Radio Flyer alleges to be evidence that the Radio Flyer model No. 77 was released February 19, 1998;
- (5) A sheet entitled "Product Name: Roll N Ride" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;
- (6) A sheet entitled "Product Name: Grow-With-Me-Trike" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;
- (7) A sheet entitled "Product Name: Baby Too" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;
- (8) A sheet entitled "Product Name: Tough Trikes" and "Product Name: Push'n Pedal Trike" which Radio Flyer alleges to be evidence that the products shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;
- (9) Two sheets entitled "HBC Model 29875 CS 04G" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims

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of US patent 6,799,772;

(10) Two sheets entitled "Smoby Pilot Alu Plus Juguetes Pico S.A." which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;

(11) Two sheets entitled "Fisher Price Rock, Roll and Ride XL" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;

(12) Two sheets entitled "Charton Baby Driver 2 39150 St. Laurent France" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;

(13) Two sheets entitled "Processed Plastics West Coast Choppers" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;

(14) Two sheets entitled "Processed Plastic Item 17800-2" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;

(15) Two sheets entitled "Fischer Price Kawasaki (US Patent 6,651,528)" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;

P24187.A06

(16) Two sheets entitled “Mattel Hot Wheels” which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;

(17) Two sheets entitled “Tek-Net Toys Int’l Inc. USA 020821 Emergency 911” which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772;

(18) Two sheets entitled “Fischer Price L&S Ride on Harley” which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772; and

(19) Two sheets entitled “Friendly Toys Item #7112 Fold-Up Trike” which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772.

Applicant also submits herein a copy of US patents 6,799,772 and 6,378,884 which are family member documents of the instant Application.

(20) US 6,799,772; and

(21) US 6,378,884.

With reference to documents (3) – (19), Applicant has no knowledge whether these items have been published and whether they constitute prior art under 35 U.S.C. § 102.

Copies of all of the above-noted documents are attached hereto as is a completed form

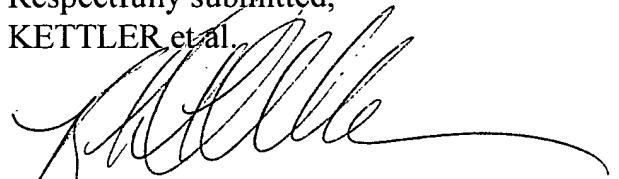
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PTO-1449 listing these documents. Accordingly, the Examiner is requested to consider these documents and to indicate such consideration by returning a signed and initialed copy of the PTO-1449 form with the first official communication.

Applicant notes that the instant IDS is being filed after receipt of a first Office Action on the merits and before receipt of a final Office Action. Accordingly, Applicant is attaching hereto the required fee under 37 CFR 1.17(p) pursuant to 37 CFR 1.97(c)(2).

Any questions concerning this request should be directed to the undersigned at the below-listed telephone number.

Respectfully submitted,
KETTLER et al.



Neil F. Greenblum Robert W. Mueller
Reg. No. 28,394 Reg. No. 35,043

February 17, 2005
GREENBLUM & BERNSTEIN, P.L.C.
1950 Roland Clarke Place
Reston, VA 20191
(703) 716-1191

FORM PTO-1449	U.S. Department of Commerce Patent and Trademark Office	Atty. Docket No. P24187	Application No. 10/671,668
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)		Applicant H. KETTLER et	
		Filing Date September 29, 2004	Group 3611

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
OIP FEB 23 2005 PATENT & TRADEMARK OFFICE	4 7 4 4 5 7 5	05/17/88	TONELLI			
	6 3 7 8 8 8 4	04/30/02	KETTLER			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	1	Pages 1 and 2 of a 1998 Radio Flyer catalog.
	2	Three sheets labeled "ACKNOWLEDGMENT" which Radio Flyer alleges to be evidence that the Radio Flyer model No. 77 was sold during 1998.
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1	3	Two sheets entitled "Processed Plastic Item 17800-2" which Radio Flyer alleges to be evidence that the product shown in the photographs utilizes features recited in certain claims of US patent 6,799,772.

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449

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Patent and Trademark OfficeAtty. Docket No.
P24187Application No.
10/671,668INFORMATION DISCLOSURE STATEMENT
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	6 7 9 9 7 7 2	10/05/04	KETTLER et al.			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO

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